

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

FILED

August 22, 2023

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS

SHANNON BROWN

Plaintiff

v.

DEFENSE COMMISSARY AGENCY

Defendant

BY: _____ ps
DEPUTY

CIVIL NO. SA-22-CV-349-OLG

ORDER ACCEPTING MAGISTRATE JUDGE'S RECOMMENDATION

On this date the Court considered the report and recommendation of United States Magistrate Judge Elizabeth S. Chestney, filed in the above-styled and numbered cause on August 3, 2023. Docket no. 25. The parties were served with a copy of the recommendation, and no objections have been filed.¹ Where no party has objected to the Magistrate Judge's recommendation, the Court need not conduct a de novo review. Instead, the Court need only review the recommendation and determine whether it is either clearly erroneous or contrary to law. *United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir.), *cert. denied*, 492 U.S. 918 (1989). The Court has reviewed the recommendation and finds it is neither clearly erroneous nor contrary to law.

It is therefore ORDERED that the recommendation of United States Magistrate Judge Elizabeth S. Chestney (docket no. 25) is hereby ACCEPTED pursuant to 28

¹A party desiring to object to a magistrate judge's findings and recommendations must file and serve written objections within 14 days after being served with the recommendations. 28 U.S.C. § 636(b)(1); FED. R. CIV. P. 72(b)(2).

U.S.C. § 636(b)(1). It is further ORDERED that Defendant's motion to dismiss (docket no. 18) is GRANTED and all claims herein are DISMISSED as time-barred.

SIGNED and ENTERED on the 22 day of August, 2023.

A handwritten signature in blue ink, appearing to read "Orlando L. Garcia", with a horizontal line extending to the right.

ORLANDO L. GARCIA
UNITED STATES DISTRICT JUDGE